

DISTRICT ATTORNEY

OF THE

COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N.Y. 10013
(212) 335-9000



ROBERT M. MORGENTHAU
DISTRICT ATTORNEY

MEMO ENDORSED

February 24, 2009

FEB 26 2009

Honorable Debra Freeman
United States Courthouse
500 Pearl Street
New York, NY 10007

U.S. DISTRICT COURT
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 2/27/09

Re: Gant v. Brown
08 Civ. 10194 (CM)(DF)

Your Honor:

Our Office represents the respondent in the above-captioned habeas petition. Your Honor has directed us to file an answer by March 13, 2009. I am writing to ask for an extension to May 22, 2009. This is respondent's first request for an extension, and petitioner's attorney, Paul Wiener, has consented to it.

Your Honor's order was received by this Office on January 17, 2009. Although we immediately began efforts to retrieve the documents necessary to respond to the petition, we have not yet received the transcript of petitioner's trial. Moreover, even if a complete record were on hand, the attorney assigned to respond to this petition could not begin reviewing it immediately due to impending deadlines in other cases. The extension requested will enable her to properly respond to petitioner's claims.

For these reasons, respondent respectfully requests an extension of time to May 22, 2009. Thank you for your consideration.

*The initial request is granted.
Petitioner shall serve and file a reply,
if any, no later than June 22, 2009.*

SO ORDERED: DATE: 2/26/09

..... *Debra Jm*

DEBRA FREEMAN
UNITED STATES MAGISTRATE JUDGE

cc: Paul Wiener, Esq.
The Legal Aid Society
199 Water Street, 5th Floor
New York, NY 10038

Respectfully,

Karen Schlossberg

Karen Schlossberg
Director, Habeas Corpus Litigation
(212) 335-4054